From: <u>Fajardo, Juan</u>
To: <u>Ricci, Richard F.</u>

Cc: <u>Carpenter, Angela; Mitchell, Tanya; Sivak, Michael; Draikiwicz, Michael (michael.draikiwicz@novartis.com);</u>

mfaigen@issuesllc.com; Brian Bergeron; Gary M. Fisher

Subject: RE: Rolling Knolls Landfill Oversight Cost Meeting

Date: Friday, March 20, 2015 7:59:00 AM

Richard –

Thanks. We agree with your summary.

Juan

From: Ricci, Richard F. [mailto:RRicci@lowenstein.com]

Sent: Thursday, March 19, 2015 1:41 PM

To: Fajardo, Juan

Cc: Carpenter, Angela; Mitchell, Tanya; Sivak, Michael; Draikiwicz, Michael

(michael.draikiwicz@novartis.com); mfaigen@issuesllc.com; Brian Bergeron; Gary M. Fisher

Subject: Rolling Knolls Landfill Oversight Cost Meeting

Juan – Thanks very much for arranging yesterday's meeting, which we found to be very useful and productive. I wanted to summarize the key takeaways:

- 1. In the future, in revising documents in response to Agency comments, we will submit a blackline that highlights changes from the previous version. This will, hopefully, obviate the need for the Agency to review each submission cover to cover.
- 2. The Agency agreed to provide us in November with a ballpark estimate of oversight costs for the fiscal year ending the previous September 30. I will send a reminder to you on this in mid-November.
- 3. Although there is very little the Agency can do to address our concerns regarding the lack of back-up information for the Interagency Agreement Costs, Angela indicated that she would raise our concerns with the Cost Recovery Section, not with respect to Rolling Knolls specifically, but as a larger policy issue.
- 4. Written field change notices will continue to be required for all major changes in approved sampling activities. Minor changes can simply be noted in the field log book. Although we did not really define what is major and what is minor, Tanya noted that she is always available by cell phone to discuss field changes.
- 5. Tanya stated that we do not need to submit a new QAPP and SAP for the additional delineation sampling that we will be conducting to complete the data gap sampling. Rather, we can simply submit addenda to the approved QAPP and SAP that show the new sample locations.
- 6. We discussed the possibility of regularly scheduled conference calls to review project status and flag problems. While the Agency did not believe such calls to be necessary, we agreed that it would make sense to schedule calls in advance of significant site activities. We, thus, agreed that a call would be appropriate for around the end of April, in advance of the additional data gap sampling.
- 7. In order to improve Agency/Group communications, Tanya agreed to copy our Technical Committee on substantive emails to Arcadis. We agreed that only Arcadis would respond to such emails. Here are the email addresses of our current Technical Committee members:

 $Michael\ Draikiwicz - \underline{Michael.draikiwicz@novartis.com}$

Gary Fisher — gary.fisher@alcatel-lucent.com

Brian Bergeron – pete.bergeron@chevron.com

If this email does not comport with your understanding of the takeaways from the meeting, please let me know. Again, many thanks for putting this together.

Regards. Rich Ricci
Richard F. Ricci
Partner
Lowenstein Sandler LLP
65 Livingston Avenue
Roseland, New Jersey 07068
Tale: 072 507 2462

Tele: 973.597.2462 Fax: 973.597.2463 Cell: 908.313.5762 rricci@lowenstein.com www.lowenstein.com

vCard Bio

This message contains confidential information, intended only for the person(s) named above, which may also be privileged. Any use, distribution, copying or disclosure by any other person is strictly prohibited. In such case, you should delete this message and kindly notify the sender via reply e-mail. Please advise immediately if you or your employer does not consent to Internet e-mail for messages of this kind.